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Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D. C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of

BEEHIVE TELEPHONE COMPANY, INC.  
BEEHIVE TELEPHONE, INC. NEVADA

CC Docket No. 97-249

Tariff F.C.C. No. 1

**DOCKET FILE COPY ORIGINAL** Submittal No. 8

To: Chief, Common Carrier Bureau

**MOTION FOR EXTENSION OF TIME**

Beehive Telephone Company, Inc. ("Beehive Utah") and Beehive Telephone, Inc. Nevada ("Beehive"), by their attorneys, and pursuant to FCC Rule Section 1.46, request an extension of time of one day to submit its direct case in response to the order of the Common Carrier Bureau ("Bureau"), *Beehive Telephone Co., Inc.*, DA 98-502 (Com. Car. Bur. Mar. 13, 1998) ("*Designation Order*"). In support, the following is shown:

The *Designation Order* required the production as part of Beehive's direct case of the details of various judicial and administrative proceedings in which Beehive has been a party. This has required considerable coordination among the numerous counsel involved in those proceedings and undersigned counsel. Longstanding travel schedules have complicated that process.

For example, undersigned lead counsel was out of the country from March 25 to March 31, 1998, with long standing travel plans. Although other counsel were assigned to assist in the process of compiling Beehive's direct case, they lacked the detailed knowledge of this proceeding of lead counsel. Similarly, David R. Irvine, lead counsel in three judicial and six administrative proceedings

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for which the Commission has sought data, is a Brigadier General in the United States Army Reserves. He was away from his office on military duties from March 22 to March 30, 1998.

Additionally, as a Class B LEC, Beehive is required to maintain subsidiary expense records only if so directed by the Commission. See FCC Rule Section 32.5999(a)(3). The *Designation Order* directs Beehive for the first time to produce those records. This has resulted in a severe accounting burden to Beehive to produce the requested records. As of 3 pm EST, counsel has not received the subsidiary records from Beehive's accountant. Nor has counsel received promised data from all other counsel who have represented Beehive in the administrative and judicial proceedings at issue.

So that Beehive may provide all the data the Commission requested to be included in its direct case, a brief extension of time of one business day is requested. Such a brief extension of time will not delay the ultimate disposition of this proceeding,<sup>1/</sup> and is necessary if the Commission is to have available all the information it has requested Beehive to produce.

Beehive would have no objection to a similar extension of time being granted to any party needing such time to respond to Beehive's direct case filing. Pursuant to FCC Rule Section 1.46, Commission staff responsible for acting on this request have been orally notified of its filing.

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<sup>1/</sup> Pursuant to FCC Rule Section 204(a)(2)(A), the Commission has five months to decide this proceeding, or until June 1, 1998. A delay of one day to receive Beehive's direct case will not materially delay ultimate resolution of this proceeding.

In the interest of fairness to movant and of obtaining a full record for decision of this proceeding, grant of the brief one-day extension of time will serve the public interest, convenience and necessity.

Respectfully submitted,

**BEEHIVE TELEPHONE COMPANY, INC.**  
**BEEHIVE TELEPHONE, INC. NEVADA**

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